

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE CRIMINAL JURISDICTION
CRIMINAL WRIT PETITION NO.1782 OF 2006

Ayeshabano Shabbir Ahmad & ors.. Petitioners

versus

State of Maharashtra & ors .. Respondents

Mr.N.R.Bubna, Advocate for Petitioners

Ms.A.S.Pai,A.P.P.for Respondents

CORAM : J.N.PATEL AND
SMT.ROSHAN DALVI, JJ
DATED : 26th September, 2006

P.C.

1. Heard.

2. The petitioner is seeking quashing of an F.I.R. in Criminal case No. I/37/2006 registered by the respondent no.1. The learned A.P.P. after seeking instructions from P.S.I.Sonawane attached to

Malegaon city Police Station makes a statement that in the said case the investigation is already completed and the charge sheet is filed against the petitioner and others in the Court of the J.M.F.C. on 2nd September, 2006 which is registered as C.C.No.49 of 2006. If that is so, nothing survives in the petition.

3. The petitioners would be entitled to defend the matter before the before the Magistrate. We make it clear that this Court has not examined the petition on merits and all the issues and contentions raised in the petition will be available to the petitioner by way of defence before the learned Magistrate in whose Court the charge sheet has been filed.

4. Petition dismissed.

(Smt R.S.Dalvi,J)

(J.N.Patel,J)